

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

BAVARIAN NORDIC A/S,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 05-614 (SLR)
)	
ACAMBIS INC. and)	
ACAMBIS, PLC,)	
)	
Defendants.)	
)	

**STIPULATION AND PROPOSED ORDER REGARDING
EXPERT DISCOVERY AND SUMMARY JUDGMENT BRIEFING SCHEDULE**

WHEREAS the parties have agreed, subject to approval by the Court, to the modification of certain dates set forth in the October 26, 2005 Scheduling Order (D.I. 20), as revised on August 14, 2006 (D.I. 78);

IT IS HEREBY STIPULATED AND AGREED, subject to approval by the Court, that the schedule for expert discovery and summary judgment motions is further amended as follows:

Event	Original Date (per D.I. 20)	Revised Date (per D.I. 78)	New Date
Opening Expert Reports Served [Sched. Order ¶ (2)(c)(i)]	September 7, 2006	October 2, 2006	October 12, 2006
Rebuttal Expert Reports Served [Sched. Order ¶ (2)(c)(i)]	October 5, 2006	November 1, 2006	November 10, 2006 (for Voelker Report only: November 20, 2006)
Close of Expert Discovery [Sched. Order ¶ (2)(c)(i)]	November 3, 2006	November 22, 2006	November 30, 2006

Event	Original Date (per D.I. 20)	Revised Date (per D.I. 78)	New Date
Summary Judgment Motions and Opening Briefs [Sched. Order ¶ 5]	November 30, 2006	(unchanged)	December 7, 2006
Summary Judgment Answering Briefs [Sched. Order ¶ 5]	December 21, 2006	(unchanged)	January 3, 2007
Summary Judgment Reply Briefs [Sched. Order ¶ 5]	January 9, 2007	(unchanged)	January 12, 2007

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SO ORDERED this _____ day of October, 2006.

UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I, Karen L. Pascale, Esquire, hereby certify that on October 24, 2006, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

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I further certify that on October 24, 2006, I caused a copy of the foregoing document to be served on the above-listed counsel and on the following non-registered participants in the manner indicated:

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